

From: [Jessica Hernandez](#)
To: [Anne Foster](#); [Barbara Nann](#)
Subject: Fw: San Jacinto River Fleet
Date: 09/27/2011 10:51 AM

See email from Al below requesting extension of the 14 day deadline.

Barbara--do you want to respond to this since the initial email came from you?

Jessica Hernandez
Office of Regional Counsel
U.S. Environmental Protection Agency, Region 6
1445 Ross Avenue, Suite 1200
Dallas, Texas 75202-2733
Tel. (214) 665-8384
Fax (214) 665-6460

----- Forwarded by Jessica Hernandez/R6/USEPA/US on 09/27/2011 10:49 AM -----

From: "Axe, Al" <aaxe@winstead.com>
To: Jessica Hernandez/R6/USEPA/US@EPA
Cc: "singlin@bakerlaw.com" <singlin@bakerlaw.com>, "jcermak@bakerlaw.com" <jcermak@bakerlaw.com>
Date: 09/26/2011 08:19 PM
Subject: San Jacinto River Fleet

Jessica,

This is to followup on the detailed voice mail message I left for you earlier today. As stated in that message, we need to visit regarding the email sent to you and others at EPA today from Brian Darnell regarding access to the SJR Fleet property. Respondents have sent a draft access agreement to Mr. Darnell and have attempted several times to set up a time to discuss access with Mr. Darnell. Mr. Darnell is taking the position that SJR Fleet will only deal with EPA on access and that SJR Fleet will be meeting with EPA soon regarding this matter. In light of the fact that Ms. Nann has imposed a deadline on the Respondents of October 5 to obtain an access agreement with SJR Fleet, it is important that EPA either immediately direct SJR Fleet to work with Respondents on the access issue or grant an extension of time to Respondents to obtain access from SJR Fleet since it is my understanding that the meeting between SJR Fleet and EPA will not occur until October 6. I am out of town but please do not hesitate to call me on my cell phone at 512/799-6933. Thanks. Al

IRS Circular 230 Required Notice--IRS regulations require that we inform you as follows: Any U.S. federal tax advice contained in this communication (including any attachments) is not intended to be used and cannot be used, for the purpose of (i) avoiding penalties under the Internal Revenue Code or (ii) promoting, marketing or recommending to another party any transaction or tax-related matter[s].

Information contained in this transmission is attorney privileged and confidential. It is intended for the use of the individual or entity named above. If the reader of this message is not the intended recipient, you are hereby notified that any dissemination, distribution or copy of this communication is strictly prohibited. If you have received this communication in error, please immediately notify us by telephone.



9549026